

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Carlino Panzera et al.

Docket No. 173P023

Filed: June 14, 1999

Art Unit: 1731

Serial No.: 09/460,951

Examiner: John M. Hoffmann

For: Method of Manufacture of Dental
Porcelain Having Small Leucite
Crystallites

Confirmation No. 3152

DECLARATION

1. My name is Ann M. Knab and I am Senior Counsel at the firm Bond, Schoeneck & King ("BS&K"). I have been employed by BS&K since December, 2007.

2. A number of patent applications owned by Ivoclar Vivadent, AG ("Ivoclar") including application Serial Number 09/460,951 (the "'951 application") were transferred to BS&K in or around the end of 2007 from the firm Buchanan Ingersoll and Rooney.

3. On April 28, 2008, a Power of Attorney was filed in the '951 application by BS&K.

4. On or around the middle of June, 2008, a teleconference was held with Alan Korman and Dmitri Brodtkin of Ivoclar to discuss the docket and the status of all the patents and applications currently being handled by BS&K. During the meeting, while checking the status of certain applications through the PAIR system at the U.S. Patent & Trademark Office, it was discovered that the '951 application had been abandoned.

5. Near the end of June, 2008 and the beginning of July, 2008 I had a family emergency. My daughter, who is autistic, had a series of episodes, which required emergency medical treatment.

6. In the month of July, 2008 I reduced my work hours from full time to part time in order to care for my daughter and find appropriate treatment for her. The remainder of 2008 was a difficult period involving the search for appropriate medical intervention for my daughter, the search for an appropriate school for my daughter, the transitioning to the new school, and

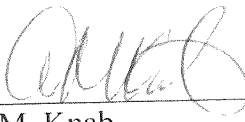
constant increased supervision required of my daughter. Despite the fact that I exercise due care and am diligent in meeting deadlines, the intensity of my daughter's situation and the stress it created led to my unintentional delay in filing of the petition to revive the '951 application. The delay was not deliberate by any means.

7. On January 14, 2009, I met with Ivoclar personnel to discuss the status and progress of patent applications and related work. The status of many of Ivoclar's pending applications was discussed at the meeting, including the status of the '951 application and the need to revive the '951 application.

8. On February 5, 2009, a petition to revive the '951 application was filed.

9. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

April 27, 2009
Date


Ann M. Knab